



**US Army Corps  
of Engineers.**

Nashville District

# Public Notice

Public Notice No. 05-14

Date: March 16, 2005

Application No. 2002-00017

Please address all comments to:  
Nashville District Corps of Engineers, Regulatory Branch  
3701 Bell Road, Nashville, TN 37214

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**JOINT PUBLIC NOTICE**  
**US ARMY CORPS OF ENGINEERS**  
**TENNESSEE VALLEY AUTHORITY**  
**AND**  
**STATE OF TENNESSEE**

**SUBJECT:** Proposed Commercial Marina Expansion, Excavation, and Fill, Laurel Marina and Yacht Club, Inc., South Fork Holston River Mile 56.5 R, South Holston Reservoir, in Sullivan County, Tennessee

**TO ALL CONCERNED:** The application described below has been submitted for a Department of the Army Permit pursuant to **Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act (33 U.S.C. 1344)** and a Tennessee Valley Authority (TVA) permit pursuant to **Section 26a of the TVA Act (16 USC 831y-1)**. TVA owned shoreline is also involved in this permit request. Before a permit can be issued, certification must be provided by the State of Tennessee, Division of Water Pollution Control, pursuant to Section 401(a)(1) of the CWA, that applicable water quality standards will not be violated. By copy of this notice, the applicant hereby applies for the required certification.

**APPLICANT:** Dalie T. Thomas  
Laurel Marina and Yacht Club, Inc.  
191 Shady Ford Road  
Bristol, TN 37620

**LOCATION:** Mile 56.5, South Fork Holston River, in Sullivan County, TN, South Holston Lake, Coordinates: N 36-33-27, W 82-3-14 (Holston Valley USGS Quadrangle)

**DESCRIPTION:** The applicant is proposing to expand the existing commercial harbor limits and marina facilities at Laurel Marina and Yacht Club on South Fork Holston Reservoir.

**BACKGROUND:** Public Notice 02-12 was issued April 19, 2002, for the applicant's original proposal. A joint public hearing was held by TVA and U.S. Forest Service in response to comments received during the Public Notice comment period. Mr. Thomas withdrew his request

on July 31, 2003, resulting from public land usage issues with the U.S. Forest Service. This public notice is being issued for the applicant's modified proposal.

The proposed work consists of the following:

a. The applicant proposes the construction of floating boat slips (230 boat slips and 63 houseboats slips). The size and configuration of the proposed docks relative to the shoreline at this location is included in plans accompanying this notice. Slips would be constructed of metal framing and wood decking. Covered slips would have metal roofing. Flotation would consist of foam filled polystyrene. Structures 4 and 5 would occur outside the applicant's current authorized harbor limits.

b. In order to accommodate parking for the new facilities, the applicant proposes to place approximately 58,284 cubic yards (CY) of fill material below Normal Summer Pool (NSP) Elevation 1729.0 in area 1. This material would come from excavation conducted below elevation 1747 at grading areas 1, 2, and 3 as shown in the attached plans. Additional fill of 20,886 cubic yards would be placed between NSP elevation of 1729.0 and elevation 1747.0 for the proposed parking area. The fill placed above NSP would not require Department of the Army authorization. To mitigate for the shallow water habitat loss at the proposed fill site, the applicant proposes to construct various types of fish habitat structures. Excavation from grading areas 2 and 3 would create additional shallow water habitat.

c. The Tennessee Valley Authority (TVA) would evaluate the applicant's request for the expansion of authorized harbor limits for the marina and associated facilities under Section 26a of the TVA Act. TVA would also review increasing the TVA shoreline used by Laurel Marina under a land use agreement from 5,000 linear feet to 6,000 linear feet.

Plans of the proposed work are attached to this notice.

The decision whether to issue a permit will be based on an evaluation of the probable impacts including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the work must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the work will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. In addition, the evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency, under authority of Section 404(b)(1) of the CWA (40 CFR Part 230). A permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

The Corps of Engineers is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

An Environmental Assessment will be prepared by this office prior to a final decision concerning issuance or denial of the requested Department of the Army Permit.

The National Register of Historic Places has been consulted and no properties listed in or eligible for the National Register are known which would be affected by the proposed work. An archaeological survey conducted by the U. S. Forest Service for the original proposal identified one historic site that is within the area of potential effect of the current proposal. This site is regarded as potentially eligible for listing in the National Register of Historic Places pending further evaluation. This review constitutes the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. Copies of this notice are being sent to the office of the State Historic Preservation Officer.

Based on available information, the proposed work will not destroy or endanger any Federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act. Therefore, we have reached a no effect determination and initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

Other federal, state, and/or local approvals required for the proposed work are as follows:

- a. Tennessee Valley Authority (TVA) approval under Section 26a of the TVA Act. In addition to other provisions of its approval, TVA would require the applicant to employ best management practices to control erosion and sedimentation, as necessary, to prevent adverse aquatic impacts. TVA would also review increasing the TVA shoreline used by Laurel Marina under a land use agreement from 5,000 linear feet to 6,000 linear feet.
- b. Water quality certification from the State of Tennessee, in accordance with Section 401(a)(1) of the Clean Water Act for the placement of fill material below El. 1729.
- c. The U.S. Forest Service has determined that a permit is not required for the applicant's revised request.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

Written statements received in this office on or before April 16, 2005, will become a part of the record and will be considered in the determination. Any response to this notice should be directed to the Regulatory Branch, Attention: Carl Olsen, at the above address, telephone (615) 369-7513. It is not necessary to comment separately to TVA since copies of all comments will be sent to that agency and will become part of its record on the proposal. However, if comments are sent to TVA, they should be mailed to:

Ms. Anne Patrick

TVA

106 Tri-Cities Business Park Drive

Gray, Tennessee 37615

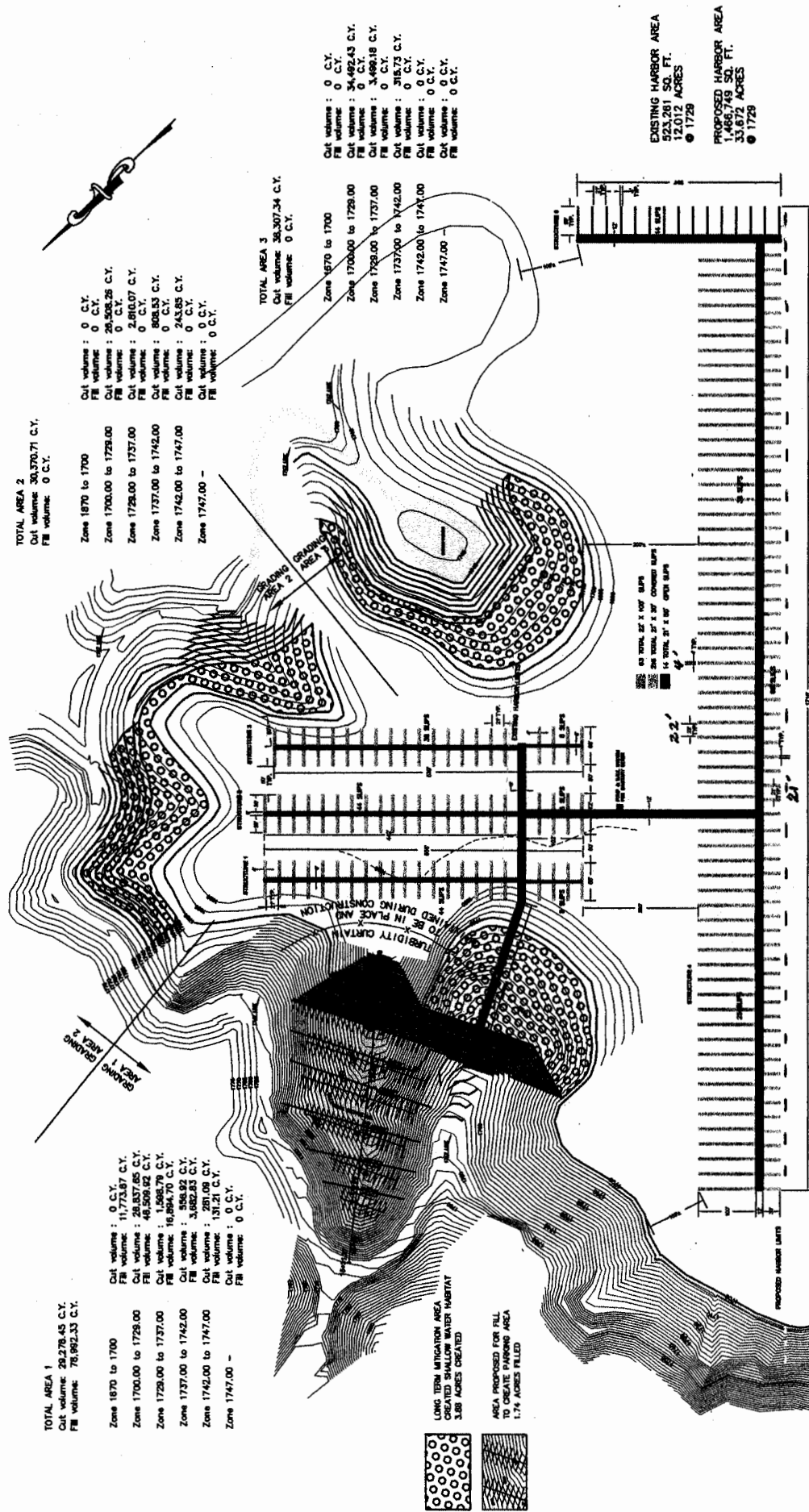
423-467-3809

[awpatrick@tva.gov](mailto:awpatrick@tva.gov)



USGS  
HOLSTON VALLEY, TENN.





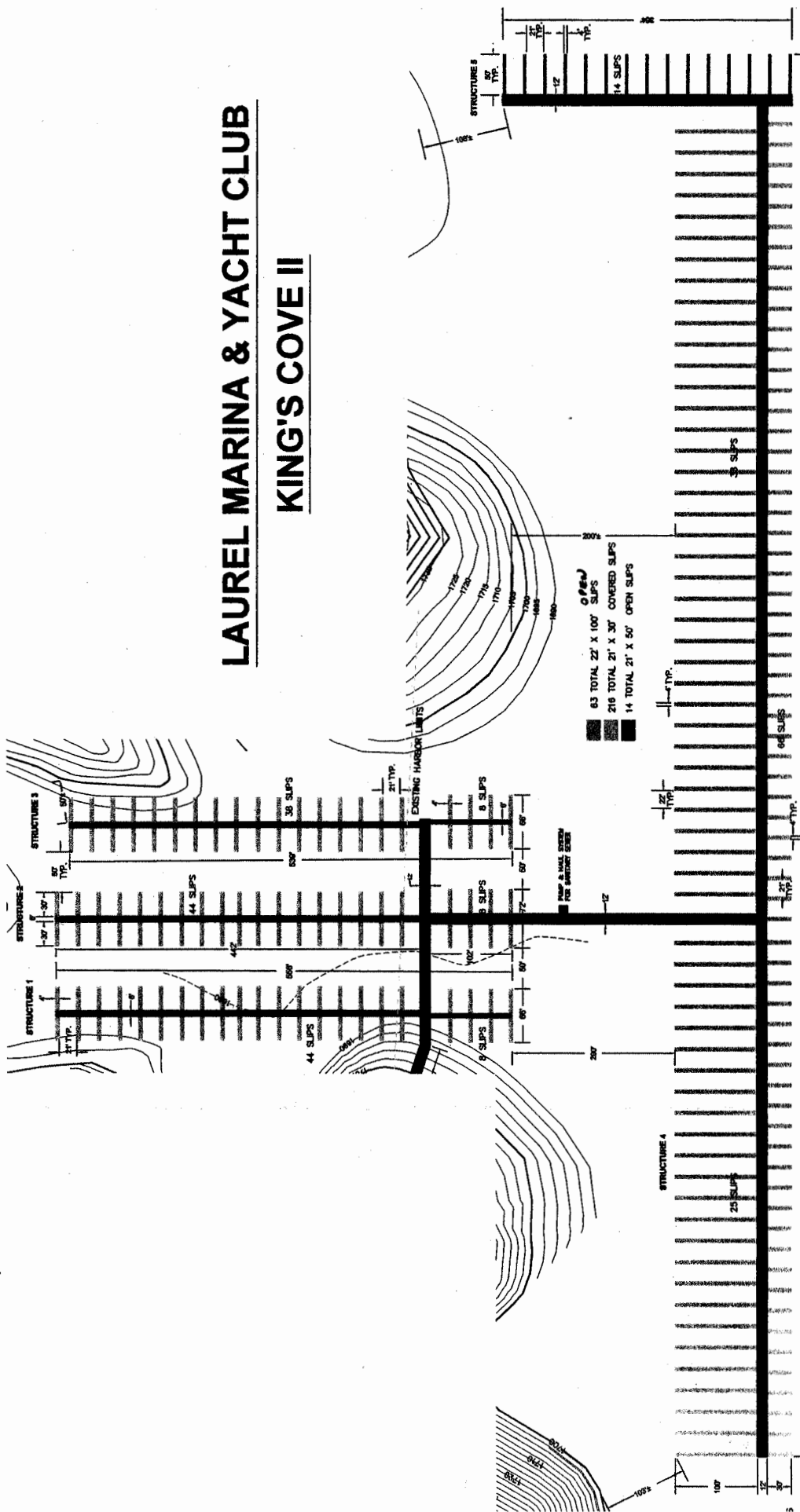
<b>HOLBROOK SURVEYORS</b>	
115 SOLAR STREET BRISTOL, VIRGINIA 24201 (276) 669-8858	
<b>LAUREL MARINA &amp; YACHT CLUB</b>	
DATE: 11/04/04	PLAN VIEW
APPROVED BY: JCM	KING'S COVE II
DATE: 11/04/04	
SCALE: 1" = 80 FT.	1" = 80 FT.
DRAWN BY: JCM	
CHECKED BY: JCM	
DATE: 11/04/04	
PROJECT: LAUREL MARINA & YACHT CLUB	

# LAUREL MARINA & YACHT CLUB

## KING'S COVE II

TVA TRACT NO. X1SH-1 (SH-370)  
 SOUTH FORK HOLSTON RIVER  
 MILE 57.2 TO 57.7

# LAUREL MARINA & YACHT CLUB KING'S COVE II



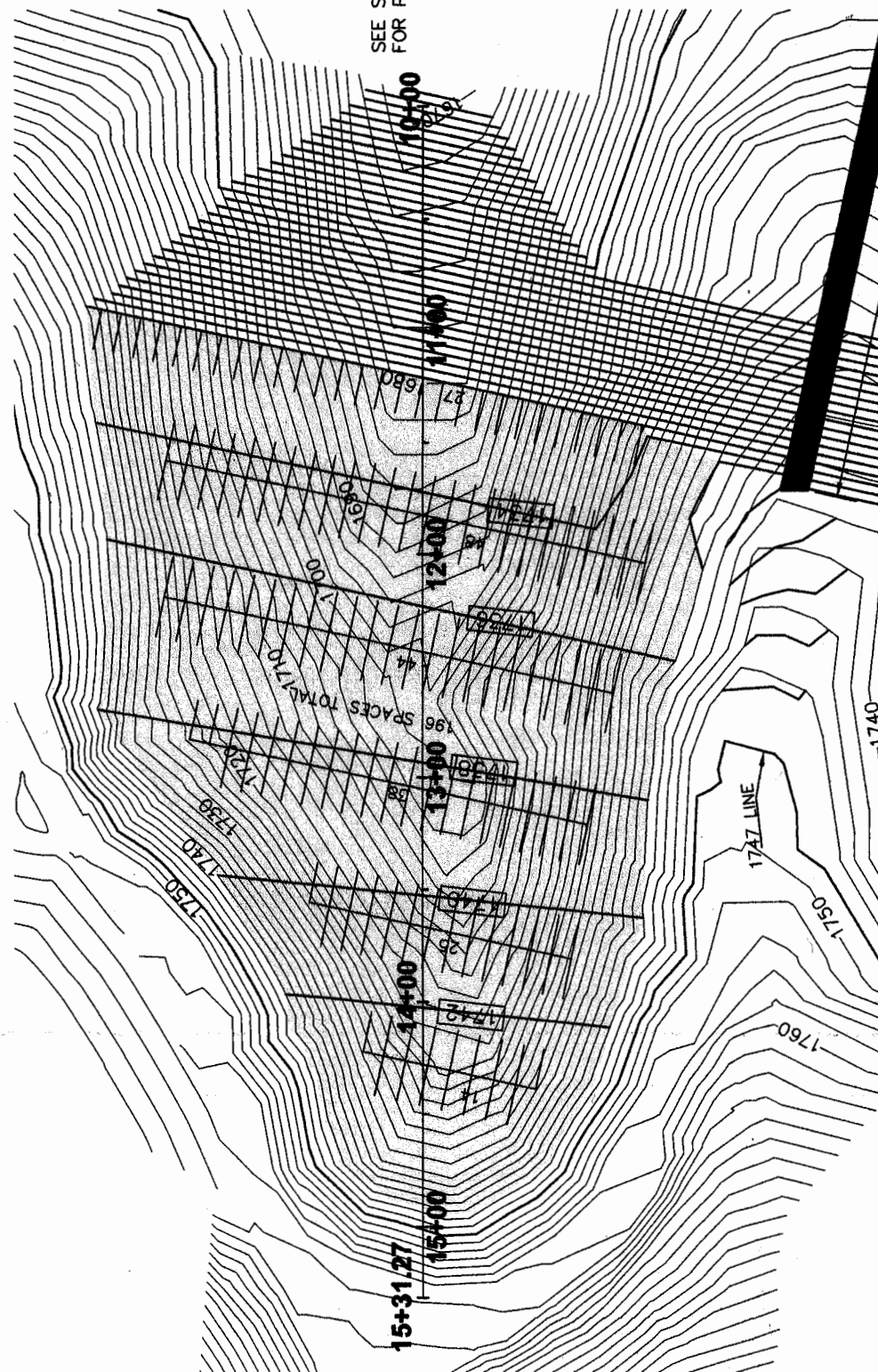
## HOLBROOK SURVEYORS

115 SOLAR STREET  
BRISTOL, VIRGINIA 24201  
(276) 669-6658

## LAUREL MARINA & YACHT CLUB

DATE:	11/04/04	DIMENSIONS OF SLIPS	KING'S COVE II
APPROVED BY:	TFH	DATE:	11/04/04
SCALE:	N.T.S.	SHEET:	2 OF 12
PROJECT:	104enr8.dwg		

TVA TRACT NO. XTSH-1 (SH-370)  
SOUTH FORK HOLSTON RIVER  
MILE 57.2 TO 57.7



# HOLBROOK SURVEYORS

115 SOLAR STREET  
BRISTOL, VIRGINIA 24201  
(276) 669-6638

## LAUREL MARINA & YACHT CLUB

DATE: 11/04/04  
JOB: PARKING LOT  
APPROVED BY: KING'S COVE II  
DATE: 11/04/04

SCALE: N.T.S. 4' = 12' PROJECT: lsdmmn8.dwg

## LAUREL MARINA & YACHT CLUB

### KING'S COVE II

PROPOSED FILL  
GRADING AREA 1  
PLAN VIEW

TVA TRACT NO. XTSH-1 (SH-370)  
SOUTH FORK HOUSTON RIVER  
MILE 57.2 TO 57.7

PN 05-14

FILE NO. 200200017

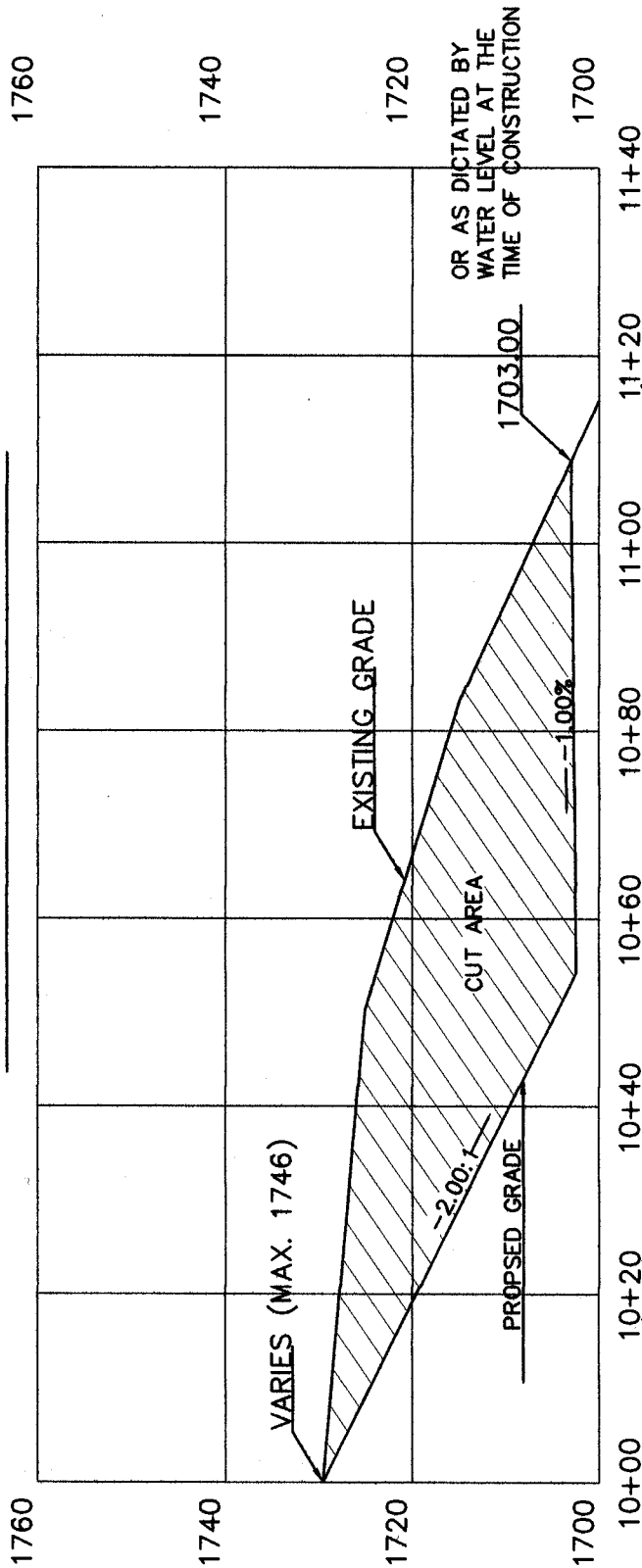




# LAUREL MARINA & YACHT CLUB

## KING'S COVE II

### TYPICAL CUT DETAIL



## HOLBROOK SURVEYORS

115 SOLAR STREET  
BRISTOL, VIRGINIA 24201  
(276) 669-6658

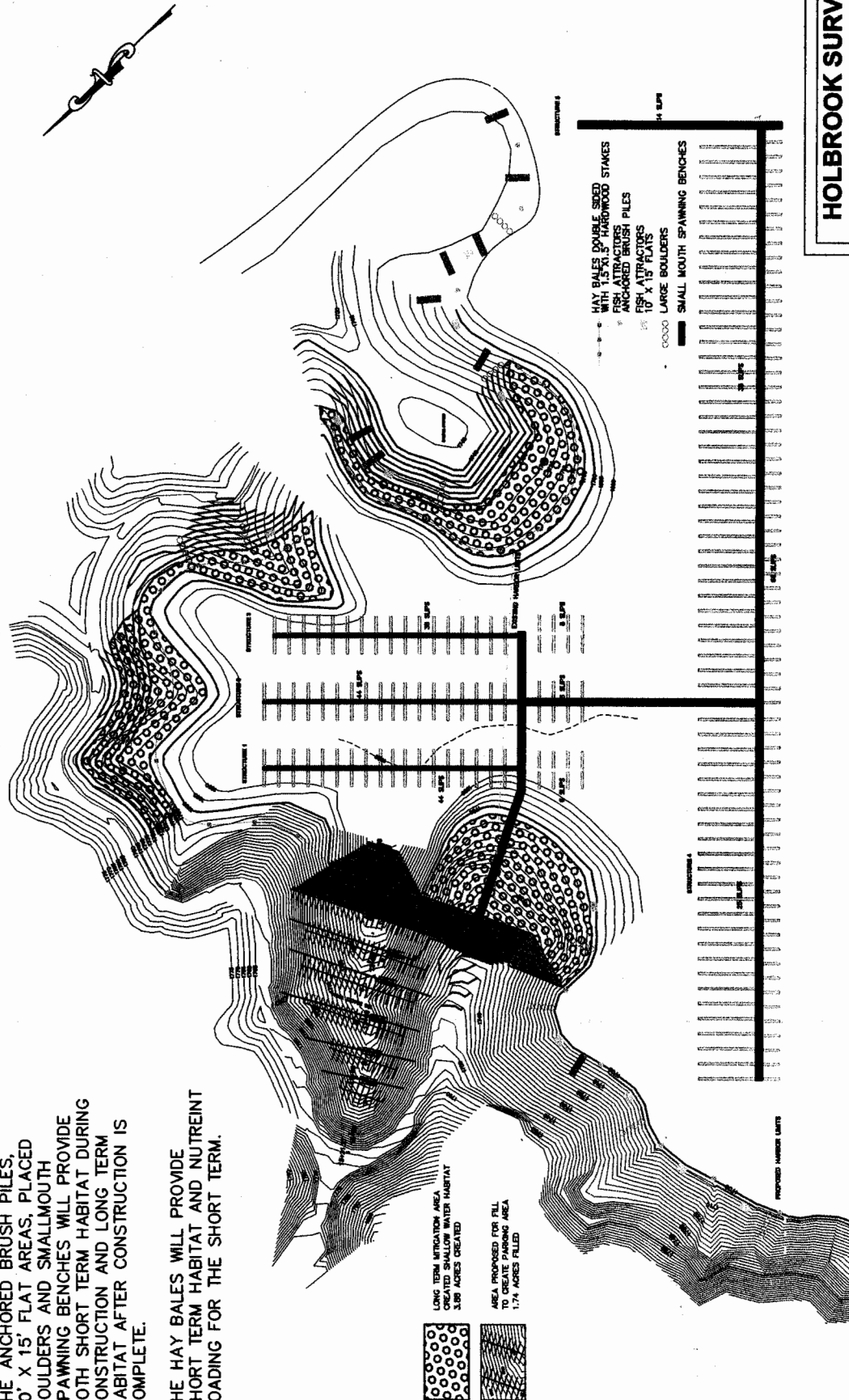
## LAUREL MARINA & YACHT CLUB

DRAWN BY: JCM		DATE: 2-15-05	TYPICAL CUT DETAIL KINGS'S COVE II	
APPROVED BY: TFH		DATE: 2-15-05		
SCALE 1 INCH = 20 FEET			SHEET 12 OF 12	PROJECT: LM-PLAN2.dwg

VERTICAL SCALE: 1 INCH = 20 FEET  
HORIZONTAL SCALE: 1 INCH = 20 FEET

THE ANCHORED BRUSH PILES, 10' X 15' FLAT AREAS, PLACED BOULDERS AND SMALLMOUTH SPAWNING BENCHES WILL PROVIDE BOTH SHORT TERM HABITAT DURING CONSTRUCTION AND LONG TERM HABITAT AFTER CONSTRUCTION IS COMPLETE.

THE HAY BALES WILL PROVIDE SHORT TERM HABITAT AND NUTREINT LOADING FOR THE SHORT TERM.



TVA TRACT NO. XTSH-1 (SH-370)  
SOUTH FORK HOLSTON RIVER  
MILE 57.2 TO 57.7



## HOLBROOK SURVEYORS

115 SOLAR STREET  
BRISTOL, VIRGINIA 24201  
(276) 669-6658

## LAUREL MARINA & YACHT CLUB

DATE	DATE
11/04/04	11/04/04
BY	BY
LAUREL MARINA & YACHT CLUB	FISH ATTRACTORS KING'S COVE II
SCALE 1" = 80 FT.	3' 0" 12'
1" = 80 FT.	3' 0" 12'

## LAUREL MARINA & YACHT CLUB

### KING'S COVE II

## PROPOSED MITIGATION OVERVIEW

PN 05-14

FILE NO. 200200017